

**REPORT ON APPLICATION FROM THE
CHICAGO ROCK CAFE, EXCHANGE STREET,
AYLESBURY UNDER THE LICENSING ACT
2003 FOR CONVERSION AND VARIATION OF
PREMISES LICENCE**

1. THE APPLICATION

Applicant(s): Luminar Midlands and West Limited

Premises: Chicago Rock Café, Old Cattle Market Car Park, Exchange Street,
Aylesbury

1.1 Conversion Application

No representations have been received from Thames Valley Police in respect to this application to convert the existing permissions to a Premises Licence. Therefore in accordance with the transitional provisions of the Licensing Act 2003 the application to convert the existing permissions has been granted under delegated powers subject to any existing statutory restrictions and conditions and any other conditions which currently apply.

Attached as Appendix 1 is a copy of the completed application form, the designated premises supervisor consent form and a copy of the justices' licence. A plan of the premises will be made available at the Sub-Committee hearing.

1.2 Variation application

The application is for the variation of the Premises Licence during the transitional period under Schedule 8, paragraph 7 (1)(b) of the Act. The detail in respect to the hours and activities applied for are set out in the application form, Part B, section A to P. In an effort to clarify the current and proposed permissions these are set out in Appendix 2 (please note this reflects the amended application, see Appendix 4.)

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see appendix 1, Part Q of application form).

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Environmental Health – No representation

Thames Valley Police – No representation (An initial representation was subsequently withdrawn after the applicant amended their application- see appendix 4)

Bucks Fire and Rescue – No representation

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Interested Parties

During the consultation period three representations were received from interested parties. These are attached as Appendix 3. A further representation was received from a resident of Friarscroft Way but this was rejected as the individual was not considered to live in the vicinity.

3. NOTICE OF HEARING AND RESPONSES

All parties were served Notices of Hearing on receipt of the representation along with the document, 'Licensing Act 2003 – The Procedure to be followed at Hearings'. The parties have therefore been notified of the consequences of failing to attend.

Following direct consultation with Thames Valley Police the applicant amended their application. The letter confirming their amended application is attached as Appendix 4. This letter was copied to the interested parties and they were asked to confirm if they believed the hearing was now unnecessary. No further letters were received. Members will be notified of any further responses at the hearing.

4. GENERAL INFORMATION

The general information Members need to have regard to when determining applications made under the Licensing Act 2003 is set out in a separate document which is attached to the Agenda under cover of which this report has been published.

5 ISSUES RAISED BY THE APPLICATION

The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

To assist Members and the parties further, The Licensing Services Manager will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083
Names of Background documents

Ps-lsc-hst- Chicago Rock Cafe – greens may 2003
Licact12102005

PART B - Application to vary a premises licence under the Licensing Act 2003

We Luminar Midlands and West Limited being the proposed premises licence holder of an existing licence to be converted under the terms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 34 of the Licensing Act 2003 for the premises described in Part A above.

Part B1 - Variation

Please tick ✓

Do you want the proposed variation to have effect from the second appointed day? ☒

If not when do you want the variation to take effect from

Day	Month	Year

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

n/a

Please describe briefly the nature of the proposed variation. (Please read guidance note 8)

1. To extend the hours and permit regulated entertainment, late night refreshment and the sale of alcohol throughout the whole of the premises from 11.00 to 03.00 the following morning on Mondays to Sundays and outside those hours on the screening of international sporting events.
2. To remove any embedded restrictions which are placed on the licence by virtue of Schedule 8 paragraph 6(8) of the Licensing Act 2003 save as otherwise indicated.
3. To remove the conditions attached to the video/cinema licence
4. To remove the conditions attached to the childrens certificate
5. To remove the condition on the Public Entertainment Licence restricting trade from Christmas Eve into Christmas Day.
6. To amend the conditions on the Public Entertainment Licence regarding Door Supervisors.

Part B2 - Operating Schedule

Please complete those parts of the operating schedule which would be subject to change if this application to vary were successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them ?

(please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

Please tick ✓

Provision of regulated entertainment

Yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

☒

Sale by retail of alcohol (if ticking yes, fill in box M)

☒

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	
Day	Start	Finish	Indoors	
Mon			Outdoors	
Tue			Both	
Wed			Please give further details here (please read guidance note 10)	
Thu				
Fri			State any seasonal variations for performing plays (please read guidance note 11)	
Sat				
Sun			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 12)	

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	
Day	Start	Finish	Indoors	✓
Mon	11.00	03.00	Outdoors	
Tue	11.00	03.00	Both	
Wed	11.00	03.00	Please give further details here (please read guidance note 10) Music, videos and DVDs will be shown throughout the premises	
Thu	11.00	03.00	State any seasonal variations for the exhibition of films (please read guidance note 11) None	
Fri	11.00	03.00	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences.	
Sat	11.00	03.00		
Sun	11.00	03.00	New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day In the event of a screening of any international sporting event involving any of the countries from the United Kingdom and the Republic of Ireland which falls outside the current permitted hours on the premises licence to permit the showing of films commencing one hour before the start of the event and finishing one hour after the end of the event, the details of the transmission to be notified to the Police 7 days beforehand and provided the Police have not objected to the additional hours within 72 hours of being notified.	

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10)
Day	Start	Finish	(This section is crossed out with a diagonal line)
Mon			
Tue			
Wed			State any seasonal variations for indoor sporting events (please read guidance note 11)
Thu			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 12)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 10)		
Mon					
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Wed					
Thu			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	✓
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 10) Live music provided by bands playing unamplified and amplified music.		
Mon	11.00	03.00			
Tue	11.00	03.00	State any seasonal variations for the performance of live music (please read guidance note 11) None		
Wed	11.00	03.00			
Thu	11.00	03.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day		
Fri	11.00	03.00			
Sat	11.00	03.00			
Sun	11.00	03.00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 10)	Both	
Tue					
Wed					
Thu			State any seasonal variations for playing recorded music (please read guidance note 11)		
Fri					
Sat					
Sun			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 10) Dancing by staff throughout the premises.		
Mon	11.00	03.00			
Tue	11.00	03.00	State any seasonal variations for the performance of dance (please read guidance note 11) None.		
Wed	11.00	03.00			
Thu	11.00	03.00	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day		
Fri	11.00	03.00			
Sat	11.00	03.00			
Sun	11.00	03.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	
				Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)		
Thu					
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing				
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 9).	<table border="1"> <tr> <td>Indoors</td> <td>✓</td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors	✓	Outdoors
Indoors	✓						
Outdoors							
Both							
Day	Start	Finish	Please give further details here (please read guidance note 10) In house music system playing amplified music controlled by the staff.				
Mon	11.00	03.00					
Tue	11.00	03.00	State any seasonal variations for the provision of facilities for making music (please read guidance note 11) None.				
Wed	11.00	03.00					
Thu	11.00	03.00	Non standard timings. Where you intend to use the premises for the provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day				
Fri	11.00	03.00					
Sat	11.00	03.00					
Sun	11.00	03.00					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 1)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (see guidance note 9).			
			<table border="1"> <tr> <td>Indoors</td> <td>✓</td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors	✓	Outdoors
Indoors	✓					
Outdoors						
Both						
Day	Start	Finish	Please give further details here (please read guidance note 10) Provision of dance floor and lighting system.			
Mon	11.00	03.00				
Tue	11.00	03.00	State any seasonal variations for providing dancing facilities (please read guidance note 11) None.			
Wed	11.00	03.00				
Thu	11.00	03.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day			
Fri	11.00	03.00				
Sat	11.00	03.00				
Sun	11.00	03.00				

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoor	
Mon				Outdoor	
Tue				Both	
Wed			Please give further details here (please read guidance note 10)		
Thu			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 11)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within J or K at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	23.00	03.00		Both	
Tue	23.00	03.00	Please give further details here (please read guidance note 10) Food provided as and when required including functions or events.		
Wed	23.00	03.00			
Thu	23.00	03.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 11) None		
Fri	23.00	03.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 12) New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences. In the event of a screening of any international sporting event involving any of the countries from the United Kingdom and the Republic of Ireland which falls outside the current permitted hours on the premises licence to permit the provision of hot food and drinks commencing one hour before the start of the event and finishing one hour after the end of the event, the details of the transmission to be notified to the Police 7 days beforehand and provided the Police have not objected to the additional hours within 72 hours of being notified.		
Sat	23.00	03.00			
Sun	23.00	03.00			

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box ✓) (please read guidance note 13)		On the premises	
					Off the premises	
					Both	✓
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 11) None			
Mon	11.00	03.00				
Tue	11.00	03.00				
Wed	11.00	03.00				
Thu	11.00	03.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12) An additional hour to the standard and non-standard times on the day when British Summertime commences. New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day In the event of a screening of any international sporting event involving any of the countries from the United Kingdom and the Republic of Ireland which falls outside the current permitted hours on the premises licence to permit the supply of alcohol commencing one hour before the start of the event and finishing one hour after the end of the event, the details of the transmission to be notified to the Police 7 days beforehand and provided the Police have not objected to the additional hours within 72 hours of being notified.			
Fri	11.00	03.00				
Sat	11.00	03.00				
Sun	11.00	03.00				

In all cases please completed boxes N, O P and Q below :

N

Please highlight any adult entertainment or services, activities or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 14)
none

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 11) None
Day	Start	Finish	
Mon	11.00	03.30	
Tue	11.00	03.30	
Wed	11.00	03.30	
Thu	11.00	03.30	Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 12) New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
Fri	11.00	03.30	An additional hour to the standard and non-standard times on the day when British Summertime commences.
Sat	11.00	03.30	In the event of a screening of any international sporting event involving any of the countries from the United Kingdom and the Republic of Ireland which falls outside the current permitted hours on the premises licence to permit the premises to open one hour before the start of the event and close one and a half hours after the end of the event, the details of the transmission to be notified to the Police 7 days beforehand and provided the Police have not objected to the additional hours within 72 hours of being notified.
Sun	11.00	03.30	

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking
Any condition limiting the times alcohol can be sold, late night refreshment provided or regulated entertainment provided.

Any restrictions which are placed on the Licence by virtue of Schedule 8 paragraph 6(8) of the Licensing Act 2003, except:

1. The extended permitted hours for the sale & consumption of alcohol and provision of regulated entertainment on New Years Eve/New Years Day
2. On commencement of British Summertime, the benefit of the clock going forward at 02:00, instead of 01:00 GMT
3. The requirement that the sale of alcohol is ancillary to music and dancing.

The restriction on drinking up time is to be replaced with the finish time in Box O.

The conditions attached to the children's certificate which will be superseded by the provisions of section 145 of the Licensing Act 2003 and the steps which are being taken to protect children from harm (see Part P section (e)).

All the conditions on the Video/Cinema Licence to be replaced by the existing provisions on the Public Entertainment Licence and the provisions of section 20 of the Licensing Act 2003

To remove condition 2 on the Public Entertainment Licence restricting trade from Christmas Eve into Christmas Day.

To amend conditions 33 a, b, c, d, e, f, g and h on the Public Entertainment Licence regarding Door Supervisors as this is now regulated by the Security Industry Authority.

Q Please describe any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 15)

1. This venue will continue to train its staff required by relevant legislation;
2. The style and operation of the venue will not differ significantly during the extended hours. The additional hours sought will, of themselves, promote the licensing objectives as stated in paragraph 3.29 of the guidance, in allowing customers to emerge from the premises at a more gradual rate;
3. This venue will continue to comply with all of the conditions on the justices licence, public entertainment licences and other licences in force for the additional hours (in so far that they are not being varied by this application). The Public Entertainment Licence guidelines are specific to this venue, its location and style of operation. The venue has an established capacity.

b) The prevention of crime and disorder

1. If a DJ is used on any night then he/she will ask customers to leave quietly.
2. The current level of lighting outside the premises will continue for the additional hours of trading.
3. The existing CCTV system will continue to operate during the additional hours of trading;
4. Notices stating that CCTV is in operation 24 hours a day will be displayed throughout the venue;
5. Any person who appears to be intoxicated or who is behaving disorderly will not be allowed entry to the venue. Any person within this venue who appears to be intoxicated or who is behaving disorderly will be given care and consideration in leaving the venue;
6. The venue will actively participate in the local Pubwatch or equivalent scheme;
7. Where already used text/radio pagers will continue to be used for the additional hours of trading and will be monitored by a responsible member of staff;
8. Toughened glass will continue to be used during additional hours of trading;
9. This venue will only accept photographic driving licences, passport or in agreement with the police a form of identification with the PASS hologram;
10. Music and dancing will continue to be a prominent feature of trading.

c) Public safety

1. This venue takes its obligation under existing legislation seriously. The nature and operation of the venue will not alter during the additional hours;
2. Free drinking water will be available at all times;
3. A person trained in first aid will be at the venue who will have received training in any problems associated with alcohol and drug misuse.

d) The prevention of public nuisance

1. If a DJ is used on any night then he/she will ask customers to leave quietly;
2. The current level of lighting outside the venue will continue for additional hours of trading;
3. The existing CCTV system will continue to operate during the additional hours of trading;
4. Notices displaying that CCTV is in operation 24 hours a day will be displayed throughout the venue;
5. Reasonable steps will be taken to recognise the need of local residents and businesses.

e) The protection of children from harm

1. A person under the age of 18 years will only visit the venue with a responsible adult usually for the purpose of dining unless there is an event especially organised for the youth market. Unaccompanied persons under the age of 18 are not welcome in the venue except at events especially organised for the youth market.
2. A person under 18 years will not be allowed to use any AWP machine.
3. The venue intends to have specially organised events for the youth market when the venue will adhere to the following attached documentation:-
 1. Admission policy;
 2. General Policies Statement;
 3. Code of Conduct for Staff Statement and
 4. Child Protection Policy.

Part B3 – Premises Supervisor

Full name of proposed designated premises supervisor
No variation is sought to the individual specified in section A3

Address of proposed designated premises supervisor
No variation is sought to the individual specified in section A3

Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable
No variation is sought to the individual specified in section A3

Please tick ✓

Yes

- I enclose the consent form completed by the proposed premises supervisor ☒
- I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003) ☒
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003) ☒
- I understand that I must now advertise my application to vary (section 34 of the Licensing Act 2003) ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

Part B4 – Signatures (please read guidance note 16)

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 17) **If signing on behalf of the applicant please state in what capacity.**

Signature.....

Date 26th July 2005

Capacity Poppleston Allen – Solicitors for and on behalf of the applicant

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 18) **If signing on behalf of the applicant please state in what capacity.**

Signature.....

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)

Imogen Moss - P19018/14639
Poppleston Allen Solicitors
37 Stoney Street
The Lace Market

Post town
Nottingham

Post code
NG1 1LS

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
7. This is the address we shall use to correspond with you about this application.

PART B

This application cannot be used to vary the licence to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

8. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
9. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
10. Please state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
11. For example (but not exclusively), where the activity will occur on additional days during the summer.
12. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
13. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
14. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
15. Please list here steps you will take to promote all four licensing objectives together.
16. The application form must be signed.
17. A applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
18. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
19. This is the address which we shall use to correspond with you about this application.

CHICAGO ROCK CAFÉ - APPENDIX 2

Existing permitted hours and activities

The premises may sell alcohol for consumption on and off the premises during the following hours with a special hours certificate:

Monday to Saturday	10.00 a.m. to 2.00am.
Sunday	12.00 Mid-day to 10.30 p.m.

They can provide public entertainment during the following hours:

Monday to Saturday	11.00am to 02.00am
Sunday	12.00 Mid-day to 10.30pm

Variation application

The application relates to a change of hours for the sale of alcohol and the provision of regulated entertainment as follows

Sale of alcohol: (Both on and off the premises)

Provision of regulated entertainment and late night refreshment

Monday to Saturday	11.00am to 2.00am
Sunday (including Easter Sunday)	11.00am to Mid-night
Sunday proceeding a Bank Holiday (excluding Easter Sunday)	11.00am to 2.00am

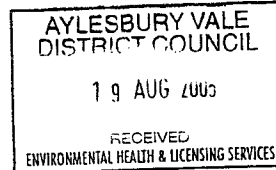
Hours the premises are open to the public

Monday to Saturday	11.00am to 2.30am
Sundays (including Easter Sunday)	11.00am to 12.30am
Sunday proceeding a Bank Holiday (excluding Easter Sunday)	11.00am to 2.30am

**Aylesbury Old Town Resident's Association,
18, St Mary's Square, Aylesbury, Bucks HP20 2JJ**

Peter Seal,
Licensing Officer,
Aylesbury Vale District Council,
66, High Street,
Aylesbury,
Bucks
HP20 1SD

18th August 2005



Dear Mr Seal,

RE: CHICAGO ROCK CAFE

Being premises within the Aylesbury inner relief road, to which the Special Saturation Policy for Aylesbury Town Centre applies under section 7 of the AVDC Licensing Policy, the Association (in accordance with para. 3.19 of DCMS Guidance on the 2003 Licensing Act) asks the Authority *not* to approve alteration of the existing premises licence to extend the current hours of operation.

Extension of these hours is likely to add to disorder and disturbance in the town centre late at night and in the early hours of the morning. It is hard to see how addition to the cumulative capacity of licensed premises open late at night in Aylesbury Town Centre can fail to further increase the growth of nuisance and disorder recorded by Thames Valley Police, which (as indicated in Appendix 6 to the Policy) corresponds not only to the number but also to the *duration* of late night licences. It is imperative the Council assists the protection of town centre residents against this potential growth in anti-social behaviour.

A copy of this letter is being sent for information to Councillor Keith Turner, to Inspector Gary Thorne of Thames Valley Police and to Town Councillor Steven Mitchell.

Yours sincerely,

Rachel Ashby
(Chairman, AOTRA)



AYLESBURY TOWN COUNCIL'S COMMENTS FOR LICENSING APPLICATIONS

Licence Number: 05/01368/LAPRE

Licence Address: Chicago's
The Exchange
Exchange Street
Aylesbury

AYLESBURY TOWN COUNCIL:

1. HAS NO OBJECTION (Please give any supplementary comments below)
2. OPPOSES THE APPLICATION (Please give any supplementary comments below)

☐☒

Opposed on the following grounds:

Protection of children from harm

- a. In all parts of the premises where children under 18 yrs are permitted, smoking shall be prohibited.
- b. We are totally opposed to events for teenagers under 18 yrs organised on licensed premises where the primary use is the consumption of alcohol. This could be viewed as a kind of 'grooming' for future customers of alcohol, by getting teenagers familiar with pubs and clubs. Any child under the age of 18 yrs should be accompanied by a responsible adult.

Public Nuisance

Special measures shall be taken to prevent outward transmission of loud music and noise from customers to the street and nearby residents after 12.00 midnight on any day of the week.

- e.g
1. Ensure all windows and doors are kept closed
 2. Double or triple glazing for sound reduction
 3. Lobby doors to function to contain the noise – one opens only when the other is closed – possible electronic control. Enlargement of lobbies may be necessary

The following observations also apply to all applications within the ring road:

Being premises within the Aylesbury inner relief road, to which the Special Saturation Policy for Aylesbury Town Centre applies under section 7 of the AVDC Licensing

The following observations also apply to all applications within ring road in Aylesbury

Being premises within the Aylesbury inner relief road, to which the Special Saturation Policy for Aylesbury Town Centre applies under section 7 of the AVDC Licensing Policy, the Aylesbury Town Council (in accordance with para.3.19 of DCMS Guidance on the 2003 Licensing Act) asks the Authority not to approve alteration of the existing premises licence to extend the current hours of operation.

Signed.....*Margaret Wiggstaff*.....

Date.....23/2/05.....

End 30/8/05

Old Brewery Close
Aylesbury
Buckinghamshire
HP21 7SH

22nd August 2005

Mr Peter Seal
Licensing Services Manager
Aylesbury Vale District Council
66 High Street
Aylesbury
HP20 1SD

Dear Mr Seal,

Application by Chicago Rock Café for extended licensing hours

We wish to object to the application by the owners of Chicago Rock Café, Exchange Street, Aylesbury to extend their licensing hours to 3am Monday-Sunday.

The residents of Old Brewery Close already suffer considerable noise disturbance from the loud music played by the venue each evening. Since June this year the music has been especially noticeable. On Tuesdays and Thursdays it is often possible to recognise the words of the music being played, and on other days the bass notes can be heard despite our doors and windows being closed. The noise regularly extends beyond midnight during the week and weekend.

Even though we live approximately 200 metres from Chicago Rock Café it is not unusual to hear the shouts of people outside the venue.

We are concerned that if Chicago Rock Café is allowed to extend its licensing hours, the disturbance created by the venue's loud music and noisy customers would increase and continue into the early hours of the morning.

Yours sincerely,

Alex. Allen

Alexandra MacGulloch, No 21

→ only
written
to 1st
person.

B. Goodchild

B. Goodchild No 20.

Penry

PENNY COX NO 18

Kocanobuk Helenka

N. Kocanovic NO 15

Steve

STEVE BJDD NO. 12

~~Steve~~

JON EVANS No 11

S. Pood

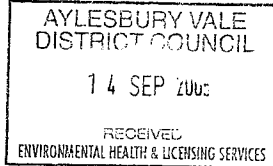
Sue Pood NO 22.

A. Wain	23	old Brewery close.
H. Tennant	"	"
C. Gault	26	old Brewery Close
R. Butcher	28	old Brewery Close
A. H. T.	29	old Brewery close
J. Carr	30	Old Brewery Close
S. Khan	"	"
L. Martin	33	old Brewery Close
Rob.	17.	Old Brewery Close

URGENT

12 September 2005

Licensing Team
Aylesbury Vale District Council
Environmental Health Division
66 High Street
Aylesbury
Buckinghamshire
HP20 1SD



IM/IM/P19018-14639
Doc Ref: 2142867215

i.moss@popall.co.uk

0115 9349173

Dear Sirs

Chicago Rock Cafe, Old Cattle Market Car Park, Exchange Street, Aylesbury
Premise Conversion and Variation
Hearing Date : Wednesday, October 12, 2005

Further to previous correspondence we can confirm on behalf of our Client that they are in agreement to amending the hours of the application to the following:

Hours for the sale of alcohol and the provision of regulated entertainment and late night refreshment:

Monday – Saturday 11.00 – 02.00

Sundays (Including Easter Sunday) 11.00 – 00.00

Sundays preceding a Bank Holiday (excluding Easter Sunday) 11.00 – 02.00

Hours the premises are open to the Public:

Monday – Saturday 11.00 – 02.30

Sundays (Including Easter Sunday) 11.00 – 00.30

Sundays preceding a Bank Holiday (excluding Easter Sunday) 11.00 – 02. 30

Please also find enclosed herewith copies of letters we have today sent to Aylesbury Town Council and to Rachel Ashby (Chairman AOTRA) and to Mrs Sylvia Jarvis.

Partners · Jeremy Allen · Graeme Cushion · Susanna Poppleston · Lisa Sharkey · Jonathan Smith · Paddy Whur · Andrew Woods

37 Stoney Street, The Lace Market, Nottingham NG1 1LS
Telephone: 0115 953 8500 Fax: 0115 953 8501 DX 10100 Nottingham
www.popall.co.uk

A26

We should be grateful if you would confirm safe receipt of this letter and its enclosures and inform us as soon as possible if a hearing is still necessary.

Yours faithfully

A handwritten signature in black ink, appearing to be 'PA' or similar initials, written in a cursive style.

Poppleston Allen

Enclosures

URGENT

12 September 2005

FAO Margaret Wagstaff
Aylesbury Town Council
2nd Floor Midland House
42 Buckingham Street
Aylesbury
HP20 2LL

IM/IM/P19018-14639
Doc Ref: 2142867238

i.moss@popall.co.uk

0115 9349173

Dear Sirs

Chicago Rock Cafe, Old Cattle Market Car Park, Exchange Street, Aylesbury
Premise Conversion and Variation
Hearing Date : Wednesday, October 12, 2005

Further to your correspondence dated 23rd August 2005, we can confirm on behalf of our Client that they are in agreement to the following conditions being attached to the licence:

Protection of children from Harm:

- a) In all parts of the premises where children are under 18 years are permitted, smoking shall be prohibited.
- b) Any Child under the age of 18 years should be accompanied by a responsible adult.

With regard to Public Nuisance our Client proposes the following conditions to be attached to the licence:

1. Ensure all windows and doors are kept closed save for admissions and exits

2. The first set of lobby doors are kept open whilst the premise is open and manned by doorstaff and the management, The second set of lobby doors are to be kept closed save for admissions and exits and have self closing devices attached to them so that they shut immediately after anyone enters or exits.

Please also find enclosed a copy of a letter we have today sent to Aylesbury Vale District Council regarding the hours of operation.

We trust that this satisfies your requirements and that you will not be formally objecting to the above application.

We should be grateful if you would confirm safe receipt of this letter and its enclosures.

Should you require any further information please contact the writer on the above telephone number.

Yours sincerely

Imogen Moss

Poppleston Allen

Cc: Licensing Team, Aylesbury Vale District Council

FAO Mrs S Jarvis
95 Friarcroft Way
Aylesbury]
Bucks
HP20 2TF

12 September 2005

IM/IM/P19018-14639
Doc Ref: 2142867271

i.moss@popall.co.uk

0115 9349173

Dear Mrs Jarvis

Chicago Rock Cafe, Old Cattle Market Car Park, Exchange Street, , Aylesbury
Premise Conversion and Variation
Hearing Date : Wednesday, October 12, 2005

Please find enclosed herewith a copy of a letter we have today sent to Aylesbury Vale District Council.

Please can you confirm that this satisfies your requirements and that you will therefore be withdrawing your representation.

Yours faithfully

Poppleston Allen

Enclosures

FAO Rachel Ashby
Aylesbury Old Town Residents Association
18 St Marys Square
Aylesbury
Bucks
HP20 2JJ

12 September 2005

IM/IM/P19018-14639
Doc Ref: 2142867264

i.moss@popall.co.uk

0115 9349173

Dear Sirs

Chicago Rock Cafe, Old Cattle Market Car Park, Exchange Street, Aylesbury
Premise Conversion and Variation
Hearing Date : Wednesday, October 12, 2005

Please find enclosed herewith a copy of a letter we have today sent to Aylesbury Vale District Council.

Please can you confirm that this satisfies your requirements and that you will therefore be withdrawing your representation.

Yours faithfully

Poppleston Allen

Enclosures